

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SIXTEENTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE J.CHELAMESWAR

and

THE HON'BLE MR JUSTICE M.VENKATESWARA REDDY

WRIT PETITION NO : 4197 of 2005

Between:

- 1 G. Raji Reddy, S/o. Rami Reddy,
F.F.C.II, L.M.D. Karimnagar.
- 2 Y. Shankar Rao, S/o. Kishan Rao,
Raikal, Karimnagar District.
- 3 J. Narasing Rao, S/o. Kishan Rao,
Velugu Office.
- 4 K. Malla Reddy, S/o. Kista Reddy,
O/o. M.R.O. Kalva Sri Rampoor, Karimnagar District.

.. PETITIONERS

AND

- 1 The Government of Andhra Pradesh,
Rep. by its Principal Secretary, Revenue Department,
Secretariat, Hyderabad.
- 2 The Collector, Karimnagar District, Karimnagar.
- 3 A. Satyanarayana, S/o. Not Known,
Kamalapur, Karimnagar District.
- 4 M. Narsimha Reddy, S/o. Not Known,
Gangadara, On Deputation at Collectorate, Karimnagar.
- 5 G. Satyanarayana, S/o. Sambaiah,
MRO's Office, Mallapur, Karimnagar District.
- 6 Md. Samiuddin, S/O. Not Known,
MRO's Office, Veenavanka, Karimnagar District.
- 7 G. Satyanarayana, S/o. Veeraiah,
O/o. Collectorate, Karimnagar.

8 B. Bhoomaiah, S/o. Not Known,
O/o. MRO's Office, Sircilla, Karimnagar district.
9 M. Anjaiah, S/o. Narsaiah,
O/o. MRO's Office, Karimnagar.

.RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue writ order or direction more particularly one in the nature of writ of "Certiorari" calling for the records relating to order of the Hon'ble Andhra Pradesh Administrative Tribunal dated 7-9-2004 passed in O.A.No. 6098/1998 and set aside the same and also quash the G.O.Rt.No. 1095 dated 15-7-1998 issued by the 1st respondent and consequential proceedings No. A2/5322/96 dated 28-7-1998 issued by the District Collector, Karimnagar, and also declare the panels being prepared by the authorities by including the unofficial respondents for the purpose of promotion to the post of Tahsildar (Mandal Revenue Officer) as illegal, arbitrary.

Counsel for the Petitioners: MR.M.RATNA REDDY

Counsel for the Respondents: GP FOR REVENUE

The Court made the following:

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ORDER: (Per JC,J)

The writ petition is filed with a prayer as follows:

“..the High Court may be pleased to issue writ, order or direction, more particularly one in the nature of writ of "Certiorari" calling for the records relating to order of the Hon'ble Andhra Pradesh Administrative Tribunal dated 7-9-2004 passed in O.A.No. 6098/1998 and set aside the same and also quash the G.O.Rt.No. 1095, dated 15-7-1998, issued by the 1st respondent and consequential proceedings No. A2/5322/96 dated 28-7-1998 issued by the District Collector, Karimnagar, and also declare the panels being prepared by the authorities by including the unofficial respondents for the purpose of promotion to the post of Tahsildar (Mandal Revenue Officer) as illegal, arbitrary and pass such other order or orders

as this Hon'ble Court may deem fit and proper in the circumstances of the case."

The dispute in the O.A. appears to be regarding seniority of the applicants in the O.A. and the respondents

3 to 9. By the impugned order, which is very cryptic, the Tribunal disposed of the O.A. The order reads as follows:

"Since already a decision is taken by virtue of the Supreme Court judgment, no further orders need be passed. Accordingly, both the O.As. are disposed. VMA stands disposed of."

Neither the issue involved in the O.A. nor the decision of the Supreme Court or the principle laid down by the Supreme Court is discussed. In the circumstances, we deem it appropriate to remit the matter back to the Tribunal for an appropriate consideration of the dispute.

The writ petition is allowed as indicated above. The tribunal may dispose of the O.A. expeditiously, preferably within a period of six months from the date of receipt of a copy of this order.

J.CHELAMESWAR, J.

Date: 16.06.2005.

M.VENKATESWARA REDDY, J.

Note: Furnish

CC in 3 days

(B/O)

GS

To

1 The Principal Secretary,

Government of Andhra Pradesh,
Revenue Department,
Secretariat, Hyderabad.

2 The Collector, Karimnagar District, Karimnagar.

3 2 CD copies

4 1 CC to MR.RAMABRAHMAM

